

## Message Text

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60

ORIGIN EB-07

INFO OCT-01 EA-09 IO-13 ISO-00 TRSE-00 STR-04 ITC-01

COME-00 CIAE-00 INR-07 NSAE-00 L-03 /045 R

DRAFTED BY EB/OT/STA:MCJONES:JH

APPROVED BY EB/OT/STA:WCLARK, JR.

TREAS:RSELF

EA/ROC:MKLOSSON

EA/K:PMAYHEW

----- 130519

R 030033Z JUL 76

FM SECSTATE WASHDC

TO AMEMBASSY SEOUL

AMEMBASSY TAIPEI

INFO USMISSION GENEVA

USDEL MTN GENEVA

UNCLAS STATE 165647

E.O. 11652: N/A

TAGS: ETRD, KS, TS

SUBJECT: COUNTERVAILING DUTIES -- FOOTWEAR FROM KOREA AND  
ROC -- AMENDMENT OF FINAL CVD DETERMINATIONS

REF: A) STATE 1855 B) STATE A-186(NOTAL) C)STATE 1034  
(NOTAL) D) STATE A-178 (NOTAL)

1. US CUSTOMS SERVICE PUBLISHED IN FEDERAL REGISTER OF  
JUNE 24 NOTICES OF AMENDMENT OF FINAL COUNTERVAILING DUTY  
DETERMINATIONS ON FOOTWEAR FROM KOREA (REFS A & B) AND ROC  
(REFS C & D) AND OF AMENDMENT OF WAIVER OF COUNTERVAILING  
DUTIES ON RUBBER FOOTWEAR FROM KOREA. THE AMENDMENTS WERE  
REQUIRED BECAUSE ZORIS WERE ADDED TO GSP LIST SO THAT FOOT-  
WEAR PREVIOUSLY ENTERED AS TSUS 700.55 IS NOW ENTERED DUTY-  
FREE UNDER TSUS 700.54. THE NOTICES WERE AMENDED TO  
REFLECT THE NEW TSUS NUMBER.

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2. IN ADDITION THE TRADE ACT OF 1974 REQUIRES THAT THE INTERNATIONAL TRADE COMMISSION (ITC) MAKE A DETERMINATION OF INJURY BEFORE COUNTERVAILING DUTIES CAN BE APPLIED TO DUTY-FREE ITEMS.

A) WITH REGARD TO FOOTWEAR FROM KOREA REFERRAL TO THE ITC WAS NOT JUDGED NECESSARY BECAUSE OF THE WAIVER WHICH

INCLUDES THE SUBJECT MERCHANDISE.

B) WITH REGARD TO FOOTWEAR FROM ROC (REFS C AND D), THE ITC HAS BEEN ASKED TO MAKE AN INJURY DETERMINATION REGARDING THE SUBJECT MERCHANDISE. BECAUSE OF THIS REFERRAL TO THE ITC, LIQUIDATION HAS BEEN SUSPENDED ON ENTRIES OF DUTY-FREE FOOTWEAR FROM ROC, ENTERED ON OR AFTER 1/7/76, AND AS YET UNLIQUIDATED, FOR THREE MONTHS. SUSPENSION OF LIQUIDATION MEANS THAT WHILE THE SUBJECT MERCHANDISE WILL CONTINUE TO ENTER THE US, FINAL DUTY LIABILITY WILL NOT BE DETERMINED UNTIL AFTER THE ITC PROCEEDING. IF THE ITC DETERMINATION IS AFFIRMATIVE COUNTERVAILING DUTIES WILL BE APPLIED TO ZORIS FROM ROC AND IF THE DETERMINATION IS NEGATIVE NO DUTIES WILL BE ASSESSED.

3. TEXTS OF AMENDMENTS BEING SENT BY AIRGRAM. KISSINGER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** RUBBER, IMPORTS, FOOTWEAR, COUNTERVAILING DUTIES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 03 JUL 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Errors:** N/A  
**Film Number:** D760258-1014  
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**Secure:** OPEN  
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**Subject:** COUNTERVAILING DUTIES -- FOOTWEAR FROM KOREA AND ROC -- AMENDMENT OF FINAL CVD DETERMINATIONS  
**TAGS:** ETRD, EPAP, KS, TS  
**To:** SEOUL TAIPEI  
**Type:** TE  
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